



Linda S. Adams  
Secretary for  
Environmental Protection



## Department of Toxic Substances Control

Maureen F. Gorsen, Director  
8800 Cal Center Drive  
Sacramento, California 95826-3200



Arnold Schwarzenegger  
Governor

July 20, 2006

Mr. Dale Ellis  
Assistant Director  
Monterey County Planning and Building Inspection  
168 West Abisal Street, 2nd Floor  
Salinas, California 93901

LAND USE RESTRICTIONS RECORDED, PARCELS E24.6.2 and E8a.1.1.2,  
FORMER FORT ORD, CALIFORNIA

Dear Mr. Ellis:

Pursuant to Health and Safety Code (HSC), Division 20, Section 25220(d), the Department of Toxic Substances Control (DTSC) and the Regional Water Quality Control Board (RWQCB) are notifying the local planning and building department that land use restrictions have been recorded for the subject properties. A copy of the Land Use Covenant (LUC), containing the land use restrictions, is enclosed.

HSC, Section 25220(d) requires that your agency file this recorded LUC in the property files of the city, county, or regional council of government. This LUC requires:

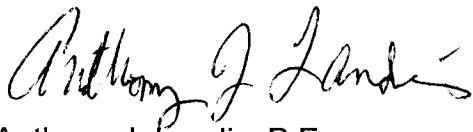
- 1). Restrictions on use of groundwater, including prohibiting construction of groundwater wells for extraction or utilization and any other activity that would interfere or adversely affect the groundwater remediation systems on the property or create a groundwater recharge area,
- 2). notification of Federal and State regulatory agencies if activities adversely affect any groundwater treatment system,
- 3). notification of any future buyers, lessees and sub lessees of the presence of hazardous substances in groundwater, and
- 4). reasonable right of access to regulatory agencies for inspection and monitoring of remedial systems.

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Please refer any person requesting an activity which is prohibited in the LUCs to DTSC and the RWQCB to apply for a variance of the land use restrictions, as appropriate.

If you have any questions, please contact Ms. Theresa McGarry, Hazardous Substances Scientist of my staff, at (916) 255-3664.

Sincerely,



Anthony J. Landis, P.E.  
Chief  
Northern California Operations  
Office of Military Facilities

Enclosures

cc: Ms. Linda Rotharmel  
Administrative Secretary  
Monterey County Planning and Building Inspection  
168 West Abisal Street, 2nd Floor  
Salinas, California 93901

Mr. Michael Houlemard, Jr.  
Fort Ord Reuse Authority  
100 12<sup>th</sup> Street, Building 2880  
Marina, California 93933

Ms. Gail Youngblood  
Department of the Army  
Environmental and Natural Resources  
Post Office Box 5004  
Presidio of Monterey, California 93944-5004

Mr. Martin Hausladen  
U.S. Environmental Protection Agency  
Region IX  
75 Hawthorne Street  
San Francisco, California 94105

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cc: Mr. Grant Himebaugh  
Regional Water Quality Control Board  
Central Coast Division  
81 Higuera Street, Suite 200  
San Luis Obispo, California 93401-5414

Ms. Theresa McGarry  
Department of Toxic Substances Control  
Office of Military Facilities  
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bcc: Ms. Bonnie Wolstoncroft  
Department of Toxic Substances Control  
Legal Counsel  
1001 "I" Street  
Post Office Box 806  
Sacramento, California 95812-0806

Mr. Roman Racca  
Department of Toxic Substances Control  
Office of Military Facilities  
8800 Cal Center Drive  
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